

IN BOARD OF SUDBURY SELECTMEN
TUESDAY, JULY 18, 2017

Present: Chairman Robert C. Haarde, Vice-Chairman Leonard A. Simon, Selectman Patricia A. Brown, Selectman Susan N. Iuliano, Selectman Daniel E. Carty and Town Manager Melissa Rodrigues

The statutory requirements as to notice having been complied with, the meeting was convened at 7:30 p.m. in the Lower Town Hall.

Opening Remarks

At 7:30 p.m., Chairman Haarde opened the meeting. He announced mosquito spraying in Town began yesterday. Chairman Haarde encouraged residents to visit with the Solarize installers who will conduct a meeting in Wayland on July 25, 2017 at 7:00 p.m., in Sudbury on July 26, 2017 at 7:00 p.m. at the Goodnow Library and in Lincoln on July 29, 2017 at 4:00 p.m. He thanked everyone who participated in the July 4th Parade and Road Race. He also stated the Whole Foods store is now open and the opening was well attended. Chairman Haarde recognized the recent passing of former Selectman Judy Cope, noting she was an active member of the community and he appreciated her advice and input, and he asked for a moment of silence in her memory.

Reports from the Town Manager

Town Manager Rodrigues announced residents should have received letters in the mail regarding the Town-wide electric aggregation program, and she displayed a sample letter. She stated the letter explains the rates and how to opt-out of the program, if one wishes to do so, and how to select greener options. She also stated additional information is available on the Town website, on SudburyTV and Combined Facilities Director Jim Kelly can be contacted for questions.

Reports from the Board of Selectmen

Vice-Chairman Simon stated he attended a busy and entertaining Annual Truck Day recently at the Goodnow Library. He also stated he and Selectman Carty conducted Board of Selectmen's Office Hours this afternoon. Vice-Chairman Simon announced he will soon coordinate the details for the Board's August Office Hours and post the information on the Town website. He also encouraged residents to access the Board's newest quarterly newsletter on the Town website.

Selectman Brown noted a correction to her article in the Board's recent newsletter. She explained the MS4 permit issued in 2016 was to become effective July 1, 2017, however, a last-minute change has deferred the effective date to July 1, 2018.

Selectman Carty thanked the Chamber of Commerce and the Sudbury Historical Commission for their contributions to the July 4th ceremonies and celebrations. He mentioned he will submit a list for the record of attendees for today's Selectmen's Office Hours. Selectman Carty also stated the Whole Foods opening was a great event.

Chairman Haarde noted the traffic issues due to construction at the former Raytheon property are temporary. Town Manager Rodrigues stated these issues are discussed at monthly meetings with the developer and efforts are being made to coordinate some work to be done in evening hours. Vice-Chairman Simon highlighted that, eventually, there will be better access to this property, a traffic light on Route 20 and much more parking. Selectman Carty suggested it might be helpful to try to communicate major work events for the site to the community. It was suggested a ticker board could be used.

Citizen's Comments

At 7:44 p.m., Chairman Haarde announced no citizens have requested comment time tonight.

Fire Department – Update on Fire Station 2 Construction Planning

Present: Fire Chief Bill Miles and Combined Facilities Director Jim Kelly

At 8:08 p.m., Chairman Haarde took this agenda item out of order, and he welcomed Fire Chief Bill Miles and Combined Facilities Director Jim Kelly to the Meeting to provide the Board with an update on construction planning for Fire Station 2.

Fire Chief Bill Miles stated he provided the Board with a PowerPoint presentation last year regarding the need for a new Fire Station 2, and, at that time, he reviewed the current facility's deficiencies. He stated the current building was built in 1961 for only two people, and it is not large enough to accommodate the dimensions of more modern equipment and apparatus. Chief Miles emphasized that, as Sudbury's population has grown, so has the Department's activity and calls. He noted there was \$80,000 for design funds allocated from the National Development mitigation funds. Fire Chief Miles stated the Permanent Building Committee worked with him and Mr. Kelly to select an architectural firm, which will work towards producing schematic designs and a fairly accurate project cost estimate. He stated an article is intended to be presented at the Fall Town Meeting. Chief Miles explained the current building would be demolished and a new Station would be built. He further explained a temporary location would be needed during construction to house one fire engine, and there are plans to discuss the use of the Feeley Field parking lot for 12-18 months with Park and Recreation. Chief Miles stated he and Mr. Kelly have visited several new Fire Stations and meetings have been held with National Development, the Sudbury Water District (SWD) and utility companies.

Mr. Kelly stated the intent is to construct an efficient building which looks good and fits in with the new abutting development.

Selectman Carty suggested the project team might want to consult with the Design Review Board regarding design and elevations, etc. He asked if a similar project would also be needed in the future for the Route 117 Fire Station. Chief Miles stated the current Route 117 Station was built in 1963 and has many of the same deficiencies, but it is located in a residential neighborhood. Thus, upgrades may be needed, but not to the extent proposed for Station 2.

Town Manager Rodrigues stated the Fire Department is actively seeking new firefighters, and applications are posted on the Town website.

At 8:20 p.m., Chairman Haarde thanked Chief Miles and Mr. Kelly for the update, and he concluded the discussion.

Special Town Meeting Articles – Discuss Potential Capital Items

Present: Combined Facilities Director Jim Kelly

At 7:45 p.m., Chairman Haarde took this agenda item out of order, and he opened a discussion regarding potential capital items to be presented at the October Special Town Meeting, and he welcomed Combined Facilities Director Jim Kelly to the Meeting. The Board was previously in receipt of copies of a spreadsheet entitled "FY18 Capital Plan – Summary- Fall" provided by Mr. Kelly.

Mr. Kelly stated the Fall Town Meeting provides a great opportunity to discuss the Town's capital needs. He referenced his spreadsheet listing eight potential projects, noting four are being requested by Lincoln-

Sudbury Regional High School (L-SRHS). Mr. Kelly emphasized School projects are sensitive to timing in order to have funds available to complete the work in the summer months. He stated several projects are being considered at this time and potential funding sources are being evaluated. Mr. Kelly stated the Capital Improvement Advisory Committee (CIAC) will meet on September 5, 2017 and projects will be further discussed then and at future Board meetings.

Mr. Kelly stated a new Fire Station #2 request for approximately \$6 million was discussed by Fire Chief Miles. He summarized other potential projects, including design funds for a Nixon School addition for Sudbury Public Schools (SPS) administrative offices (FY18 request \$400,000), Lincoln-Sudbury Regional High School (L-SRHS) parking lot asphalt and sealing (FY18 request \$50,000 or Free Cash), Gym 4 rubber floor replacements for L-SRHS gym (FY18 request \$50,000 or Free Cash), L-SRHS cooling towers (FY18 request \$110,000 or Free Cash), replace L-SRHS stadium field turf (FY18 request \$500,000 or Free Cash), Schools' playground improvements (FY18 request \$292,592 or CPA), and SMILE Playground Pour-in-Place Surfacing (FY18 request \$125,000 or CPA). Regarding the relocation of the SPS administration, Mr. Kelly stated several other options had been considered, but he believes a Nixon School addition is a great option because there is enough land, parking and septic capacity for the project. He emphasized this is a Town need because a new Fairbank Center project cannot move forward without this relocation happening first.

Mr. Kelly noted one of the High School's requests would be for \$500,000 to replace the Stadium Field turf. He explained this process is complicated due to past history and an agreement between the Town and L-SRHS. Mr. Kelly further noted the turf at Cutting Field is listed as a FY19 need. He stated these are large projects which will need to be addressed. Chairman Haarde noted the High School's lacrosse fields are currently being replaced.

Mr. Kelly reviewed two potential projects related to improvements at the Schools' playgrounds and at the Haskell SMILE Playground. He stated these projects can also be expensive, but they are much needed in the community. Mr. Kelly thanked Sudbury resident Jean Nam for the work she has done to create a volunteer group focusing on playground needs. He stated an estimate for work at the Haynes School is estimated at \$292,000 and that the Curtis Middle School has also expressed an interest in creating a play/relaxation area. Mr. Kelly stated more evaluation is needed regarding how many playgrounds to improve in one year. He also stated the Community Preservation Committee (CPC) will be approached for possible Community Preservation Act (CPA) funds.

Chairman Haarde stated the sooner potential projects can be discussed in the budget season, and the more often they are discussed, the better the public's understanding is for their need.

Selectman Brown stated the Fall Town Meeting Warrant is planned to be opened at the Board's August 8, 2017 Meeting. She also noted the CPC would need to meet to deliberate its recommendations for CPA-related articles for the Fall Town Meeting. Town Manager Rodrigues stated the Warrant typically stays open for three to four weeks, which makes for a short time to finalize articles. Selectman Iuliano stated she thought there was the option of possibly keeping the Warrant open later than what is usually the practice to allow more time for article review and preparation. Town Manager Rodrigues stated she would review the relevant calendar deadlines.

Regarding the relocation of the SPS administration, Vice-Chairman Simon stated he believes the Board should hear the comments directly from the School Committee's Subcommittee. He highlighted that, if SPS vacates the Fairbank building, it opens up new conversations regarding the vision for a new Fairbank Center for the Senior Center and Park and Recreation, noting it will be important to pace the Town's spending for capital planning. Town Manager Rodrigues stated she would invite the group to the Board's August 8, 2017 Meeting.

Selectman Carty stated he attended a recent School Committee Meeting, and he would like to hear more about the proposed Nixon addition, which he thought was estimated at approximately \$5 million. He stated he would want to understand the need for this move to house approximately 20 employees. Selectman Carty asked if Frost Farm could be a cheaper solution, or if partnering for space with the Sudbury Water District would save the Town money. He also suggested investigating leasing space in Hudson for a cheaper per square-foot price before asking taxpayers for design funds.

At 8:08 p.m., Chairman Haarde thanked Mr. Kelly for the information, and he concluded the discussion.

Town Counsel – Vote Selection

At 8:20 p.m., Chairman Haarde opened a discussion regarding selecting Town Counsel representation, noting the Board interviewed two candidates at its last Meeting.

Selectman Iuliano recommended accepting the RFP response proposal submitted by KP Law and to enter into a new contract with the firm. She emphasized the Town has been well-served by KP Law in the past few years and the firm has provided exceptional expertise across various municipal realms. Selectman Iuliano stated she also believes KP Law's price structure and accessibility were more beneficial for the Town than what was proposed by the other candidate. She also highlighted the Town has many large legal issues currently in process, and she does not believe there would be a benefit for the Town, at this time, to make a transition to a new firm. Vice-Chairman Simon concurred, stating continuing service with KP Law provides the Town with a beneficial comfort level.

It was on motion unanimously

VOTED: To authorize the Town Manager to enter into a three-year contract with KP Law for Town Counsel services.

Chairman Haarde stated he believes KP Law has provided the Town with outstanding services, and he thanked the other firm, Murphy, Hesse, Toomey & Lehane LLP, for its proposal and being interviewed.

National Development – Vote to Approve Letter Requesting Underground Utility Lines on Route 20

At 8:25 p.m., Chairman Haarde opened a discussion regarding sending a letter to National Development requesting utility lines be placed underground along Route 20. The Board was previously in receipt of copies of a draft letter to be sent to National Development from the Board of Selectmen's Chairman dated July 18, 2017. In addition, copies of a petition letter and comments received from residents were distributed to the Board tonight. Chairman Haarde stated the Board voted at its last Meeting to move lines from some utility poles to other poles, but it would have preferred for the lines to be buried underground. He further stated many residents have expressed similar sentiments in a petition letter to be sent to Whole Foods and National Development asking for the lines to be placed underground for this development on Route 20. Chairman Haarde summarized the current bylaw, which requires new electrical services to be installed underground, noting this was not applicable to National Development, because their poles do not provide new service. He also noted two recently constructed banks on Route 20 were not required to bury utility lines on Route 20. However, Chairman Haarde stated he believes it is important to go "on record" by sending National Development and Avalon Bay a letter requesting that they present a plan for burying the lines underground. He also stated he would like a meeting scheduled with the developer to pursue having Route 20 look more appealing.

Selectman Iuliano stated everyone would like the lines buried, and she thanked the residents who have expressed their preferences. However, she stated she has concerns with some of the language of the draft letter. Selectman Iuliano emphasized these issues were discussed at length with the developer since 2015 with Town staff and the Planning Board, and she believes the perception was that placing lines on Route 20 underground could take years and possibly interfere with the development's timeframe for generating expected revenues. She further stated the Town received many other benefits of higher priority for safety and a traffic light on Route 20. Selectman Iuliano believes the Board should be thoughtful and careful in approaching this developer, who has worked well with the Town. She suggested the letter should reflect more of a tone of requesting a meeting to discuss utility line options and impacts.

Chairman Haarde reiterated his belief that it is important to go "on record" with a letter request to the developer. He believes it would not be a significant adjustment for the developer because they will have the necessary staff and equipment already to bury all the lines internally within their site.

Selectman Iuliano suggested this type of request might need to be checked with the State, given it relates to Route 20. Chairman Haarde noted State government has encouraged burying utility lines in the past.

Vice-Chairman Simon asked if all the lines on the utility poles are for Eversource. Chairman Haarde and Town Manager Rodrigues explained the lines are for Eversource, Comcast, Verizon and the Fire Department. Vice-Chairman Simon stated it could be complicated to obtain consent from all parties, and he asked who would cover the cost for the work. He also stated he agrees with Selectman Iuliano that it would be better to request a meeting in the letter to discuss options. He noted the suggested vote for this agenda item should replace the word "poles" with the word "lines." Vice-Chairman Simon believes the Town should think bigger than just for this one development, and he suggested the entire business district and the potential for a sewer system should be comprehensively considered.

Chairman Haarde summarized the letter should be revised to request a meeting with National Development to work together to better understand all the options and impacts for changing the proposed plans for utility lines on Route 20.

Selectman Carty stated the request may not be as simple to implement as some believe it to be, noting lines cross Route 20 at least eight times, so he is not certain how feasible it is. He stated he is a bit uneasy about asking the developer to do this work long after other mitigations were negotiated.

Vice-Chairman Simon asked how far along in this process the developer is at this time. He stated the developer has been an excellent partner for the Town and he questions posing a new "ask" now.

Chairman Haarde stated he believes the Town has nothing to lose by asking, and that it would be great if the request could be accomplished.

If a discussion is to occur, Selectman Iuliano emphasized time is of the essence because project work is progressing every day.

Town Manager Rodrigues offered to revise the draft letter language as discussed tonight, and to circulate the revised version to the Board tomorrow. She asked for Board members to respond with comments only to her.

Selectman Brown stated the Board's goal is to meet with the developer as soon as possible.

Sudbury resident Bill Schineller, 37 Jarman Road, commended the Board for adding this item to tonight's agenda. Mr. Schineller stated he believes it is a "common sense ask" to the developer to work to make the appearance of Route 20 better. Mr. Schineller urged the Board to not be shy about requesting that the utility lines be buried underground. He asked how much this request could possibly cost the developer.

Selectman Carty referenced some information regarding a study done for Southborough, which suggested approximately 950 feet could cost approximately \$1,493,000. Town Manager Rodrigues stated the developer had previously estimated the cost to be between \$1 to \$2 million. Selectman Iuliano noted this was prior to the negotiation of other mitigation funds from the developer.

Mr. Schineller asked if the road widening of Route 20 and the traffic light on Route 20 are part of the same project, and he was told they were. It was noted the State recommended in December 2016 for road work and utility work to be coordinated, if possible.

Chairman Haarde stated the Town needs to respond when it receives a petition signed by so many residents. If the lines could be buried underground, he believes the developer would create a lot of good will with the public for the development. He also stated State government has supported similar objectives to the request.

Selectman Carty stated probably no one in Town prefers to see the utility lines above ground, but he believes the approach the Board takes with the developer is important.

Chairman Haarde stated he believes the request would be an incremental change to the project which already plans to bury lines internally on the property.

Selectman Iuliano emphasized the Board being cautious and thoughtful has nothing to do with being shy, and she emphasized it is important to recognize the countless hours spent by the Design Review Board and Planning Board deliberating these issues prior to the development being presented at Town Meeting.

Selectman Brown stated moving wires and poles can sometimes be difficult and it can be hard to get multiple parties to work together. She suggested it should be determined who will be responsible for what.

It was on motion unanimously

VOTED: To authorize the Town Manager to revise the draft letter, as discussed tonight, to be sent to National Development requesting a meeting with Town officials to work together to better understand all the options and impacts for changing the proposed plans for utility lines on Route 20, and for the Town Manager to circulate the revised letter to the Board for comments, and, upon approval, to authorize the Town Manager to sign and send the letter on behalf of the Board of Selectmen.

Route 20 Complete Streets Initiative – Discussion

Present: Director of Planning and Community Development Meagen Donoghue

At 8:53 p.m., Chairman Haarde opened a discussion related to a Route 20 Complete Streets initiative and the Petition Article presented at the October 2016 Special Town Meeting, and he welcomed Director of Planning and Community Development Meagen Donoghue to the Meeting. Copies of a model policy handout regarding a "City/Town's Complete Streets Ordinance/Bylaw" were distributed to the Board tonight.

Chairman Haarde referenced the October 2016 Special Town Meeting Petition Article to do a preliminary study regarding underground utilities and wastewater conduit installation. He stated Ms. Donoghue is

working on a presentation to be discussed with the Planning Board. Chairman Haarde explained there are a few financing options to consider regarding widening sidewalks, and installing period lighting along Route 20, from Mill Village to Fire Station 2, including a possible debt exclusion for residents, which would cover burying utility lines. He further explained there is State funding available for initiatives which have a Complete Streets vision, which supports the transformation of streets for multi-modal purposes.

Town Manager Rodrigues stated tonight's agenda item is intended as an initial discussion for the Town to decide if it wants to move forward with a State Complete Streets application for project and technical assistance funding, and if it wants to adopt a bylaw. She stated Ms. Donoghue is in the process of researching these options.

Selectman Iuliano suggested it would be good if the process could incorporate some of the previous information from Route 20 studies completed by the Town. Town Manager Rodrigues stated Department of Public Works Director Dan Nason and Ms. Donoghue are working to coordinate information.

Vice-Chairman Simon asked if the State's Complete Streets program includes wastewater conduit installation. Chairman Haarde stated it does not. Vice-Chairman Simon asked if Complete Streets includes utility line burial. Chairman Haarde stated it does not. Vice-Chairman Simon stated Complete Streets are safer and better for everyone. He asked Ms. Donoghue what the objective of this initiative would be for Sudbury and what would be accomplished. Ms. Donoghue and Town Manager Rodrigues stated the objective would be to improve safety in Town for multi-modal purposes.

Selectman Brown stated Complete Streets strives to provide equal accommodation for all users of roads. However, she expressed the same problem stated by Vice-Chairman Simon, in that she believes utility line burial and wastewater conduits have nothing to do with this program.

Selectman Carty stated he likes the idea of the Town taking its own control for this vision. He mentioned Northampton, MA is a good example of how Complete Streets can function.

Vice-Chairman Simon stated many different concepts are being mentioned in this agenda item, such as a vision for the business area, utility lines, a sewer system, and Complete Streets. He further stated he would like to hear more information about what a Complete Streets project would look like. However, Vice-Chairman Simon stated he is inclined to believe it would be better to address these issues comprehensively together so the Town could better understand what it is trying to accomplish.

Chairman Haarde stated much of this discussion relates to stated Board goals.

Selectman Iuliano stated she would like the Town to collectively discuss many of the options mentioned tonight.

Selectman Carty asked what the length would be on Route 20 for the Complete Streets initiative. Ms. Donoghue and Town Manager Rodrigues stated a bylaw would need to be adopted which considers proposals on a project-by project basis and that segments of the Route 20 business corridor could be presented.

Vice-Chairman Simon suggested a future presentation on Complete Streets should be considered, which would be more focused to include projected costs, caveats and a timeline.

Selectman Brown stated her preference would be to separate the Complete Streets discussion from the other topics.

Chairman Haarde stated he would like to further explore the options and impacts, and he asked Town Manager Rodrigues and Ms. Donoghue to continue working on this and to return to the Board in the future with more information.

CrossTown Connect Intermunicipal Agreement – Request to Sign and Allocate Funds

Present: Sudbury Council on Aging Director Deb Galloway and Council on Aging member Alice Sapienza

At 9:12 p.m., Chairman Haarde opened a discussion regarding a request for the Board to sign the CrossTown Connect Intermunicipal Agreement and to allocate funds, and he welcomed Sudbury Council on Aging (COA) Director Deb Galloway and COA member Alice Sapienza to the Meeting. The Board was previously in receipt of copies of a memorandum from Ms. Galloway dated July 10, 2017 and the draft “Intermunicipal Agreement for the Provision of Transportation Management Services By and Between the: Town of Acton, Town of Boxborough, Town of Concord, Town of Littleton, Town of Maynard, Town of Stow, Town of Westford.”

Ms. Galloway stated the COA would like to urge the Board to sign the CrossTown Connect Intermunicipal Agreement. She described Cross Town Connect as a transportation management organization housed in Acton, which provides services to seven other surrounding communities. Ms. Galloway stated a one-year pilot project has been proposed to offer additional transportation options for Sudbury residents. She recognized COA member Alice Sapienza for spearheading efforts to submit a challenge grant proposal to the AARP Foundation to fund part of the program’s costs (if received, the grant would fund \$10,200 of the total \$15,000 projected costs).

Ms. Sapienza stated the proposal estimates approximately 500 rides per month for Sudbury for a cost of \$550 per month. She also mentioned an on-demand service may be coordinated with an area taxi service.

Town Manager Rodrigues stated the Town often hears about these needs which would be addressed by the pilot project.

Selectman Iuliano stated the proposal is creative and great. She asked if the AARP challenge grant would require matching funds. Ms. Sapienza stated the Town only needs to act and submit a report within two months of receiving the grant.

It was noted \$15,000 from the Town’s National Development mitigation funds is being requested to fund the proposal in order to commence the pilot program in September 2017.

Selectman Brown asked when the COA would know whether it has been awarded the challenge grant. Ms. Galloway and Ms. Sapienza stated they may know by mid-August.

Vice-Chairman Simon asked if rides will be offered only in Sudbury or if it includes travel elsewhere. Ms. Galloway stated the intent is to also offer rides to the adjacent surrounding communities and to offer rides in the evening.

Vice-Chairman Simon and Selectman Brown asked if the vehicles would be handicap-accessible and if they would be able to accommodate motorized wheelchairs. Ms. Galloway responded affirmatively to both questions.

Selectman Carty stated this is a great example of regionalization of services. He asked if the IMA would allow for single rides for students. Ms. Galloway stated CrossTown Connect provides different services for different towns, and some IMAs do include service for students.

Selectman Iuliano asked if the draft IMA has been reviewed by Town Counsel. Town Manager Rodrigues stated that, because Town Counsel firm KP Law represents some of the other IMA communities, they did not review the draft. However, Town Manager Rodrigues stated she reviewed the material and she did not identify any concerns for the Town.

It was on motion unanimously

VOTED: To authorize the Town Manager to sign the CrossTown Connect Intermunicipal Agreement, as reviewed tonight and pending the vote by CrossTown Connect, and to request to allocate \$15,000 to fund this transportation pilot project from September 2017 to August 2018, as requested by Sudbury Council on Aging Director Deb Galloway.

Landham Road Intersection - Discussion

At 9:25 p.m., Chairman Haarde opened a discussion regarding the Landham Road intersection. The Board was previously in receipt of copies of a memorandum from Department of Public Works (DPW) Director Dan Nason to the Town Manager dated July 11, 2017, a handout entitled, "Landham Road and Route 20 Intersection Improvement Project 2017 Timeline for TIP Advocacy," several related emails and pieces of correspondence between Town officials and State officials dated between January 12, 2017 and June 29, 2017, and the Massachusetts Department of Transportation (MassDOT) "Right of Way Acquisition and Your Property A Guide for Property Owners."

Town Manager Rodrigues summarized the efforts of Town staff to advocate with MassDOT and the Metropolitan Planning Office (MPO) for the advancement of the project design and prioritization of the Landham Road/Route 20 intersection for the State's Transportation Improvement Program (TIP) in 2017. She referenced several examples of outreach correspondence provided in tonight's agenda materials. Ms. Rodrigues highlighted Route 20 is a State road, noting the Town began the project design process, but MassDOT took over the design, and it is now the proponent for the project, and it will cover the remaining design costs. She highlighted the 25% design was completed in October 2015 and MassDOT held the Design Public Hearing in May 2016. The Town was notified by MassDOT in a letter dated March 30, 2017 that it was in the process of working on the 75% design. It was noted some negotiations regarding the right-of-way between the MassDOT and an abutter may have caused a delay in the design process. Ms. Rodrigues noted projects only get on the TIP when the design advances. Currently, the project has not been programmed on the TIP for construction funding, and it has missed the FY2018-2021 funding round. It was noted the significant safety concerns and accidents have been stressed with State groups. She summarized the project correspondence provided in tonight's agenda packet, and she recommended sending a letter to MassDOT asking for the 75% design to be expedited and sending letters to State legislators asking them to assist in this effort.

Vice-Chairman Simon asked if the abutter's issues have been addressed, and if this would be a factor in whether the MassDOT moves the 75% design forward. Town Manager Rodrigues stated she believes there are still some issues to be resolved.

Selectman Carty stated there has been approximately 1 ½ accidents per month, on the average, at this intersection. He noted the correspondence material, and he highlighted it took over a year in one instance to receive a response. Selectman Carty stated he believes this intersection needs to be lobbied for with the

appropriate agencies. It was noted Sudbury's Environmental Planner Beth Suedmeyer has been vocal in several forums asking what the Town can do to help the project move forward. Town Manager Rodrigues highlighted it is a difficult situation because the Town is no longer the proponent, and she recommended continuing to advocate for the project and to involve State legislators in this effort.

Selectman Brown stated the Town needs to signal MassDOT and the ROW Bureau that it is committed to this project.

It was on motion unanimously

VOTED: To authorize the Town Manager to send a letter, on behalf of the Board, to the Massachusetts Department of Transportation and Right-of-Way Bureau and other appropriate State agencies, regarding Sudbury's concerns regarding the lack of progress on the Town's top priority Landham Road Intersection project and asking for the Landham Road/Route 20 Intersection Project to be prioritized and for the 75% design and right-of-way work to be advanced, and that the project be expedited for safety purposes, and to request for the Town Manager to reach out to State legislators, MAGIC, and the Coolidge development to ask for their support in this effort.

Wayland-Sudbury Septage Facility – Update, Discussion and Possible Vote to Hire Special Town Counsel

At 9:40 p.m., Chairman Haarde opened a discussion regarding the Wayland-Sudbury Septage Facility. The Board was previously in receipt of copies of a memorandum from Town Manager Rodrigues dated July 11, 2017. He explained the two towns negotiated a closing of this facility, which was housed on land owned by Wayland. Chairman Haarde stated Wayland is now interested in selling the land.

Town Manager Rodrigues stated she reviewed the current Agreement between the two towns which expires soon, and she had some concerns. She highlighted Sudbury and Wayland are currently represented by the same law firm, KP Law. Town Manager Rodrigues recommended Sudbury should hire its own Special Counsel for representation regarding Septage Facility-related matters. She further recommended contacting Petrini and Associates, which was involved in work on the 2015 agreement.

Chairman Haarde emphasized there are several potential future liability issues which could arise, and the Town should have its own representation.

It was on motion unanimously

VOTED: To authorize the Town Manager to hire Special Town Counsel to represent the Town of Sudbury regarding the Wayland-Sudbury Septage Facility.

Melone Property – Discussion Regarding Future Use and Next Steps

Present: Director of Planning and Community Development Meagen Donoghue

At 9:45 p.m., Chairman Haarde opened a discussion regarding next steps for the Melone property. Copies of a letter from Sudbury Housing Authority (SHA) Commissioner Steven Swanger dated July 18, 2017 were distributed to the Board tonight.

Chairman Haarde stated one of the next steps previously discussed was to conduct public meetings regarding the property. He believes it would be a good time to generate new discussions regarding the future use of the Melone property, and he announced Director of Planning and Community Development Meagen

Donoghue will be coordinating a charrette in August. He further stated two user groups, the SHA and Park and Recreation, have previously expressed interest in the property, and he referenced a letter distributed tonight from the SHA reinforcing its interest.

Selectman Iuliano suggested late August may not be an ideal time for a public charrette, given vacation schedules.

Ms. Donoghue stated the Planning Board had also expressed its preference for the charrette to be held in the fall. Chairman Haarde asked for Ms. Donoghue to coordinate the charrette for the fall. Ms. Donoghue stated it would likely be held at the Fairbank Center Gym.

Vice-Chairman Simon stated there has been a lot of discussion in recent years regarding this property. He questioned whether the Board should first discuss what options would be best and would be revenue-positive for the Town. Selectman Iuliano stated there have been two levels of feasibility studies done regarding the property. Vice-Chairman Simon noted there have also been previous discussions regarding potential contamination issues.

Chairman Haarde stated he believes the next step is to solicit public input. He further stated the Board has a fiduciary responsibility to decide what is best for this property.

Selectman Brown noted \$150,000 of Community Preservation Act (CPA) funds were previously allocated for a Request for Proposal process related to housing for the property. She asked if a Melone Committee was ever established. Selectman Brown also stated the Town has promised the public the opportunity for input, and she believes the Town should provide a forum to do so.

Selectman Iuliano stated the Town is at a point where it can look at uses for the property again.

Chairman Haarde stated there is a lot of land on the property, and it could possibly have multiple uses, which could help solve some of the Town's problems. He also noted some land could possibly be set aside for future housing needs.

Town Manager Rodrigues and Chairman Haarde discussed potential dumping conditions that may exist at the site. They concluded that testing and proper removal will be required. Ms. Rodrigues further stated that the DPW director is aware of the situation and an LSP agreement will be presented to the Board for discussion.

Selectman Carty stated the Sudbury Water District would probably want to be made aware of this situation.

Vice-Chairman Simon asked if the residence in the middle of the property is still an issue. Town Manager Rodrigues stated the residence is still there. She also noted the Town's water wells are across the street from the site and are inactive at that location. However, Chairman Haarde stated the Zone 1 discharge area is in close proximity.

Pending Marijuana Laws and a Future Town Forum – Discussion

At 10:00 p.m., Chairman Haarde opened a discussion regarding the marijuana law and a future Town Forum. The Board was previously in receipt of copies of a handout entitled, "Town Forum 2017 Topic: Recreational Marijuana Law."

Vice-Chairman Simon stated he would like to begin the discussion regarding when the next Town Forum will be held and what the topics will be. He referred to the handout he provided in tonight's materials regarding the recreational marijuana law, noting it may be one of the most significant laws passed in recent decades. Vice-Chairman Simon stated this legislation will effect many aspects of the community. He emphasized the issue is multi-faceted and could be the primary topic for a Town Forum. Vice-Chairman Simon believes this is an important topic with far-reaching potential consequences, and he believes the Town needs to "do it right." He suggested the Board could further discuss Town Forum topics and timing at its August 8, 2017 Meeting, and he welcomed feedback from the Board.

Selectman Carty stated Director of Planning and Community Development Meagen Donoghue and the Planning Board had done some initial work on this topic, and he suggested soliciting input from the Planning Board. He also suggested adding the Town Social Worker to the draft list of Town Forum Panelists. Selectman Carty asked if the recreational marijuana law encompasses farming. Vice-Chairman Simon stated it does include cultivation. Chairman Haarde emphasized Sudbury's history as an agricultural community, and he asked for an update from Town Counsel regarding this law and the potential impacts for the Town.

Selectman Brown suggested adding representation from the two School systems to the draft Town Forum list of Panelists. She also mentioned her understanding is the law requires securing of the crop, which would need to be done inside an enclosed environment.

Chairman Haarde questioned whether discussion of related marijuana-law issues should be its own public forum. Vice-Chairman Simon suggested it could be the primary topic at the Town Forum along with one or two other topics, and that the marijuana topic might help to draw a larger audience.

The consensus of the Board was it would discuss timing and topics for a future Town Forum at its August 8, 2017 Meeting. Since Selectman Iuliano will be absent from the August 8, 2017 Meeting, she was asked to send any topic suggestions in advance to Town Manager Rodrigues.

Citizen's Comments

At 10:14 p.m., Chairman Haarde announced no citizens have requested comment time tonight.

Future Board of Selectmen Agenda Items - Discussion

At 10:15 p.m., Chairman Haarde opened a discussion regarding future agenda items.

Selectman Iuliano stated a future agenda item listed is to discuss a possible bylaw change regarding the Fall Town Meeting. She noted this discussion includes timing of the Meeting, and she suggested the Board should discuss this topic soon.

Selectman Brown stated she would like to discuss a possible bylaw change to not require a Request for Proposal process for Town Counsel services every three years. Chairman Haarde asked Town Manager Rodrigues to research how this is handled by other communities.

Selectman Brown also requested an update from the Sudbury Public Schools' Subcommittee regarding administration relocation.

Chairman Haarde stated the August 8, 2017 agenda would be shared with Selectman Iuliano in advance for comments, since she will be absent from the Meeting.

Fairbank Community Complex – Feasibility Study Contract

Selectman Carty asked to remove this item from tonight's Consent Calendar and he asked for clarification regarding what would be different about this study versus previous ones completed.

Town Manager Rodrigues stated Park and Recreation did not think previous studies delved sufficiently into its programming needs. She further stated bids were issued for this contract, two responses were received and they were reviewed by an appointed group for selection. Town Manager Rodrigues stated the selected company has specialized experience working on recreational centers.

Chairman Haarde asked where the \$50,000 would come from. Town Manager Rodrigues stated money was transferred in FY16 from the Reserve Account to be used for next steps.

Selectman Brown provided a brief summary of the previous work leading to this new feasibility study and she noted the Fairbank Task Force is behind it.

Selectman Carty stated he assumes this would not be ready for presentation at the Fall Town Meeting, and Town Manager Rodrigues confirmed this to be the case.

Vice-Chairman Simon stated the Town might want to consider whether it would be better to determine what will be built and to define the building's use before spending more money.

It was on motion unanimously

VOTED: To authorize the Town Manager to enter into a contract with Pros Consulting for \$50,000 for development of a feasibility study for the redevelopment of the Fairbank Community complex at 40 Fairbank Road.

Board of Registrars of Voters – Appointment

It was on motion unanimously

VOTED: To appoint Greg Bochicchio, 36 Stearns Lane, to the Board of Registrars for a term ending May 31, 2020, as requested by the Town Clerk.

AAA Limousine, Inc.

It was on motion unanimously

VOTED: To renew the Livery and Limousine License for AAA Limousine, Inc., 37 Union Avenue, and to approve the rate schedule as provided, subject to approval of individual driver licensees and satisfactory vehicle inspections by the Police Department, said licenses to expire on June 30, 2018.

Agriculture Commission – Appointment

It was on motion unanimously

VOTED: To appoint Madeline Gelsinon, 520 Concord Road, as a member of the Agricultural Commission for a term ending May 31, 2020, as recommended by Laura Abrams, Chair.

Election Officers - Appointments

It was on motion

VOTED: To appoint Gail-Ann Simon as an Election Officer for a one-year term, commencing August 15, 2017, and ending August 14, 2018, as recommended by the Democratic and Republican Town Committee Chairmen and the Town Clerk.

Vice-Chairman Simon abstained from voting on this appointment of Gail-Ann Simon.

It was further on motion unanimously

VOTED: To appoint Election Officers for a one-year term, commencing August 15, 2017, and ending August 14, 2018, as recommended by the Democratic and Republican Town Committee Chairmen and the Town Clerk.

Culvert Management Program – Award Engineering Services Contract

It was on motion unanimously

VOTED: To approve award of contract by the Town Manager to Tighe & Bond of Westwood, MA for a culvert management program as set forth in their Engineering Services proposal dated June 22, 2017, in the amount of \$34,900 as requested by the DPW Director.

Town of Lincoln – Transportation to Minuteman High School – Memorandum of Understanding Contract

It was on motion unanimously

VOTED: To authorize the Town Manager to sign the Memorandum of Understanding with the Town of Lincoln to cover cost of student transportation to Minuteman High School.

Minutes

It was on motion unanimously

VOTED: To approve the Regular Session Meeting Minutes of June 27, 2017.

There being no further business, the meeting adjourned at 10:30 p.m.

Attest: _____
Melissa Murphy-Rodrigues
Town Manager-Clerk

Documents & Exhibits

1. Chief Bill Miles to provide an update on construction planning for new Fire Station 2
2. Discussion on Special Town Meeting Capital Articles. Jim Kelly, Facilities Director, to attend.

Attachments:

2.a FY18 Fall TM Capital Summary - Fall

3. Vote on selection of Town Counsel

4. Vote to approve sending letter to National Development requesting utility poles be placed underground along Route 20.

Attachments:

4.a pole letterhead_rev

5. Planning Board invited for discussion with Director of Planning and Community Development about Route 20 Complete Streets initiative involving potential utility line burial and wastewater conduit installation.

6. Request to authorize the Town Manager to sign the CrossTown Connect intermunicipal agreement, and request to allocate \$15,000 to fund this transportation pilot project from Sept. 2017 to August 2018, as requested by Sudbury Council on Aging/Deb Galloway. Alice Sapienza from COA to attend.

Attachments:

- 6.a memo to selectmen transportation cost req
- 6.b CrossTown Connect Inter-Municipal Agreement
- 6.c AARP COMMUNITY CHALLENGE GRANT
- 6.d age friendly communities AARP WHO

7. Discussion on Landham Road Intersection improvement project.

Attachments:

- 7.a Landham Road Memo to MMR 7.11.17
- 7.b Timeline Landham Road Intersection Improvement Project 2017
- 7.c Attachement Communications on Landham Road 2017

8. Update on Septage Facility and potential vote to hire special town counsel

Attachments:

8.a septagefinal_memo

9. Discussion on future use of Melone property and next steps.

10. Discussion on Marijuana Law and future Town Forum.

Attachments:

10.a MEMO Town Forum Simon

11. Citizen's Comments (cont)

12. Discuss future agenda items

13. Vote to authorize the Town Manager to enter into a contract with Pros Consulting for \$50,000 for development of a feasibility study for the redevelopment of the Fairbank Community complex at 40 Fairbank Road.

Attachments:

13.a Pros Consulting Recommendation

14. Vote to appoint Greg Bochicchio, 36 Stearns Lane, to the Board of Registrars for a term ending 5/31/20, as requested by the Town Clerk.

Attachments:

- 14.a Town_Clerk_Registrars_Appt
- 14.b Letter to Deanna Bisson_May2017

15. Vote to renew the Livery and Limousine License for AAA Limousine, Inc., 37 Union Avenue, and to approve rate schedule as provided, subject to approval of individual driver licenses and satisfactory vehicle inspections by the Police Dept., said licenses to expire on June 30, 2018.

Attachments:

- 15.a AAA Limo Renewal 2017_BOS

16. Vote to appoint Madeline Gelsonin, 520 Concord Road, as a member of the Agricultural Commission for a term ending 5/31/20, as recommended by Laura Abrams, Chair.

Attachments:

- 16.a Memo_AgComm_chair
- 16.b Gelsonin_AgComm_Appl_rev

17. Vote whether to appoint Election Officers for a one-year term, commencing August 15, 2017 and ending August 14, 2018, as recommended by the Democratic and Republican Town Committee Chairmen and the Town Clerk. Selectman Simon is requested to abstain from voting on the appointment of Gail-Ann Simon.

Attachments:

- 17.a Election Officers 2017 Vote 1
- 17.b Election Officers 2017 Vote 2

18. Vote to approve award of contract by the Town Manager to Tighe & Bond of Westwood, MA for a culvert management program as set forth in their Engineering Services proposal dated June 22, 2017, in the amount of \$34,900, as requested by the DPW Director.

Attachments:

- 18.a Tighe_and_Bond

19. Vote to authorize the Town Manager to sign Memorandum of Understanding with the Town of Lincoln to cover cost of student transportation to Minuteman High School.

Attachments:

- 19.a MinutemanMOU

20. Vote to approve the regular session minutes of 6/27/17.

Attachments:

- 20.a BOS_06-27-17_draft_min